

TRANSCRIPT PREPARED BY THE CLERK OF THE LEGISLATURE  
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LB 752

SENATOR BEUTLER: I don't know what agreements we have with Swiss banks, but I assume you're right given the recent publicity on other kinds of...

SENATOR CHAMBERS: So all of this relates to those...

SENATOR BEUTLER: ...accounts they have.

SENATOR CHAMBERS: Oh, excuse me. This relates to all those people who have assets in institutions within this country, probably.

SENATOR BEUTLER: Well, in institutions that can be reached under the jurisdictional limitations of the state of Nebraska, I suppose.

SENATOR CHAMBERS: Now does this law state what requirements must be met before a determination has been arrived at that the information is relevant to establishing whatever is to be established through the use of this power to get this information...oh, to modify...establishing, modifying, or enforcing a court order.

SENATOR BEUTLER: You're asking who makes the determination with respect to its relevancy?

SENATOR CHAMBERS: What are the standards that must be met to determine if this information is necessary, the specific information that is being sought, because other information than what's listed here is included?

SENATOR BEUTLER: I am not sure if I understood the whole of your question, but the standard is that it's relevant.

SENATOR CHAMBERS: And the authorized attorney makes that determination, isn't that true?

SENATOR BEUTLER: That's right. In the first instance. If there is disagreement about whether it's relevant, you would go to the court and have the judge decide.

SENATOR CHAMBERS: So why, if the court can be involved, should